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Pro Se



**UNITED STATES BANKRUPTCY COURT SOUTHERN DISTRICT OF NEW YORK**

<b>Dan Ianello</b>	)	<b>Case No.: 08-13555 (SCC)</b>
	)	
	)	
<b>vs</b>	)	<b>(Jointly Administered)</b>
	)	
	)	
<b>Lehman Brothers Holdings Inc., et al,</b>	)	
	)	
	)	
<b>Debtors</b>	)	

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**OBJECTION TO THE MOTION OF PLAN ADMINISTRATOR FOR AN ORDER IN  
AID OF EXECUTION OF THE MODIFIED THIRD AMENDED CHAPTER 11 PLAN  
OF LEHMAN BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS**

**OBJECTION TO PROPOSED ORDER IN AID OF EXECUTION OF THE MODIFIED  
THIRD AMENDED CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS  
INC. AND ITS AFFILIATED DEBTORS**

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**TO THE HONORABLE SHELLEY C CHAPMAN  
UNITED STATES BANKRUPTCY JUDGE**

Dan Ianello, as pro se, files this objection to "NOTICE OF PRESENTMENT OF MOTION OF  
PLAN ADMINISTRATOR FOR AN ORDER IN AID OF EXECUTION OF THE MODIFIED  
THIRD AMENDED JOINT CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS  
INC. AND ITS AFFILIATED DEBTORS," and the "PROPOSED ORDER IN AID OF

EXECUTION OF THE MODIFIED THIRD AMENDED CHAPTER 11 PLAN OF LEHMAN  
BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS” filed by the Plan

Administrator (Docket # 59756) and respectfully states:

1. The Debtor is pursuing an early distribution because the debtor wants to avoid paying the LBHI Capital Trust 3, 4, 5 and 6 preferred share holders once the "floodgates" are opened. The debtor used "floodgates" in his objection to motion docket # 59614. Rex Wu states correctly that doing the right thing and getting the largest bankruptcy in US history correct is with utmost importance. The Debtor should enforce the Plan of Reorganization and not go around it. The Debtor wants to avoid their responsibility to pay the 4 Capital Trust shareholders by setting the Record Date to June 17th, two days before the Hearing for Docket #59614.
2. The LBHI Capital Trust shareholders should be given the chance to contact their trustee to enforce the Guarantee globally.
3. The Plan Administrator requests authority to establish July 18, 2019, as a distribution date to distribute available cash to debtors' creditors, and to establish June 17, 2019 as a Record Date for such distribution. The Record Date is 2 days before the Hearing Date for “Motion for an Order Enforcing the Modified Third Amended Joint Chapter 11 Plan of Lehman Brothers Holdings Inc. and its Affiliated Debtors for Purposes of Distributions” (Docket # 59614), filed by Rex Wu and joined by Dan Ianello (Docket # 59735).
4. A hearing is scheduled on Rex Wu’s motion (Docket # 59614) joined by Dan Ianello (Docket # 59735) on May 23, 2019. The June 17, 2019 Record Date has an adverse and

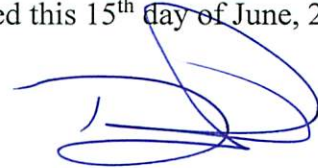
detrimental effect in regards to the timing of Rex Wu's motion. The Record Date of June 17, 2019 will result in Dan Ianello missing the early distribution should the ruling on motion docket # 59614 be ruled in his and Rex Wu's favor.

5. Plan administrator presents no valid and compelling reason to advance the date of the distribution. Plan administrator offers a vague claim of additional available cash.
6. Therefore the motion and order proposed by Plan Administrator should be rejected by the court.

Wherefore, Dan Ianello respectfully requests the Honorable Court to grant his objections and deny the "MOTION OF PLAN ADMINISTRATOR FOR AN ORDER IN AID OF EXECUTION OF THE MODIFIED THIRD AMENDED JOINT CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS," and the "PROPOSED ORDER IN AID OF EXECUTION OF THE MODIFIED THIRD AMENDED CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS" filed by the Plan Administrator.

Respectfully Submitted

Dated this 15<sup>th</sup> day of June, 2019



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<b>Dan Ianello</b>	)	<b>Case No.: 08-13555 (SCC)</b>
	)	
	)	
<b>vs</b>	)	<b>(Jointly Administered)</b>
	)	
	)	
<b>Lehman Brothers Holdings Inc., et al,</b>	)	<b>Ref. Docket # 59756</b>
	)	
	)	
<b>Debtors</b>	)	

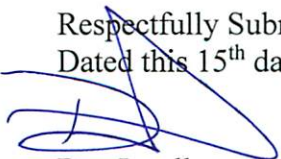
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**PROOF OF SERVICE**

On June 15<sup>th</sup>, 2019, I caused to be served the “**DAN IANELLO’S OBJECTION TO THE MOTION OF PLAN ADMINISTRATOR FOR AN ORDER IN AID OF EXECUTION OF THE MODIFIED THIRD AMENDED CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS AND OBJECTION TO PROPOSED ORDER IN AID OF EXECUTION OF THE MODIFIED THIRD AMENDED CHAPTER 11 PLAN OF LEHMAN BROTHERS HOLDINGS INC. AND ITS AFFILIATED DEBTORS,**” Docket #59756, by causing true and correct copies to be enclosed securely in a separate postage paid envelope and delivered via priority mail to Attention: Kristine Dickson and Matthew Cantor, c/o Lehman Brothers Holdings Inc., 277 Park Avenue, 46<sup>th</sup> floor, New York, New York 10172.

(Exhibit A)

Respectfully Submitted  
Dated this 15<sup>th</sup> day of June, 2019

  
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The UPS Store - #1097  
2043 South Bend Ave  
South Bend, IN 46637  
(574) 277-6245

06/17/19 03:16 PM



001 001005 (001) TO \$ 42.07  
NDA  
Tracking# 1Z6R6E580138509708  
002 001005 (001) TO \$ 42.07  
NDA  
Tracking# 1Z6R6E580105179038

SubTotal \$ 84.14  
Total \$ 84.14

VISA CREDIT \$ 84.14

ACCOUNT NUMBER \* \*\*\*\*\*2967  
Appr Code: 51622A (I) Sale

ENTRY METHOD: ChipRead  
MODE: Issuer  
AID: A0000000031010  
TVR: 8080008000  
TSI: 6800  
AC: 56C2AA9C60978C57  
ARC: 00

Receipt ID 82385453168981888671 002 Items  
CSH: Sydney Tran: 0306 Reg: 002

Appr Code: 51622A (I) Sale  
VISA CREDIT 84.14

Customer Signature



Customer Signature

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